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Attorney for FirstSource Advantage, LLC

Honorable Lonny R. Suko

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF WASHINGTON

CARL H. PLUMB,

Plaintiffs,

vs.

BARCLAYS BANK DELAWARE, et  
al,

Defendants.

Case No.: 2:11-CV-03090-LRS

DEFENDANT FIRSTSOURCE  
ADVANTAGE, LLC'S MOTION TO  
DISMISS

Without waiver of any other defense, pursuant to FRCP 12(b) (6), Defendant FirstSource Advantage, LLC (FirstSource), by and through its attorney, Jeffrey I. Hasson, moves to dismiss plaintiff's claim under the Fair Debt Collection Practices Act, 15 USC § 1692 et seq. (FDCPA) for the reasons and upon the grounds that it

1 fails to state a claim for relief as it was not commenced within the time limited by  
2 law.

3 FirstSource moves to dismiss Plaintiff's claim under the Fair Credit  
4 Reporting Act, 15 USC § 1681 et seq. (FCRA), because it fails to state a claim for  
5 relief.

6 FirstSource moves to dismiss Plaintiff's claim under the Telephone  
7 Consumer Protection Act, 47 USC § 227 et seq. (TCPA) for lack of subject matter  
8 jurisdiction.

9 FirstSource moves to dismiss Plaintiff's claim under the Washington  
10 Consumer Protection Act, RCW 19.86 et seq. (WCPA) for failure to state a claim  
11 for relief, and lack of subject matter jurisdiction.

12 FirstSource moves to dismiss Plaintiff's claim under the Right of Privacy  
13 Act, RCW 9.73.030 (Privacy Act) for failure to state a claim for relief, and lack of  
14 subject matter jurisdiction.

15 Dated: November 7, 2011.

16 s/ Jeffrey I. Hasson  
17 Jeffrey I. Hasson, WSBA#23741  
18 Phone: (503) 255-5352  
19 Attorney for FirstSource  
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Certificate of Service

I hereby certify that on November 7, 2011, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following: Pamela M. Andrews, Stephen A. Bernheim, and I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants: Carl H. Plumb, 4902 Richey Rd., Yakima, WA 98908.

s/ Jeffrey I. Hasson

Jeffrey I. Hasson, WSBA No. 23741

Attorney for Firstsource

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